

United States Department of the Interior  
George Washington Carver National Monument



## Compendium of Designations, Closures, Permit Requirements, and Other Restrictions

Applied in addition to the provisions of Title 36 Code of Federal Regulations, Chapter 1, Parts 1-7



# 2005 - 2006

In accordance with regulations and the delegated authority provided in Title 36 Code of Federal Regulations (36 CFR), Chapter 1, Parts 1-7, authorized by Title 16 United States Code, Section 3, the following regulatory provisions are established for the proper management, protection, government and public use of George Washington Carver National Monument (Monument) under the jurisdiction of the National Park Service (NPS). Unless otherwise stated, these regulatory provisions apply in addition to the requirements contained in 36 CFR, Chapter 1, Parts 1-7.

Under the provisions of 36 CFR § 1.7 (b) the Superintendent is required to compile in writing all of the designations, closures, permit requirements and other restrictions imposed under the discretionary authority granted to him/her by the regulations contained in 36 CFR, Chapter 1, Parts 1-7. As defined by 36 CFR § 1.4, "Superintendent means the official in charge of a park area or an authorized representative thereof." The Monument is federal property, held and administered by the NPS, and will be managed in accordance with all applicable federal regulations.

As written in the Monument's enabling legislation, "The property acquired under the provisions of section 1 of this Act shall constitute the George Washington Carver National Monument and shall be a public national memorial to George Washington Carver. The Director of the National Park Service, under the direction of the Secretary of the Interior, shall have the supervision, management, and control of such national monument, and shall maintain and preserve it in a suitable and enduring manner which, in his judgment, will provide for the benefit and enjoyment of the people of the United States." All activities conducted at the Monument will reflect the historic nature of the site. This Compendium of Regulations enables the NPS to administer and manage the Monument and use of the Monument in such a way that provides for the maintenance of public health and safety, the protection of the Monument environment and values, and the protection of natural and cultural resources, while ensuring appropriate public use, education and enjoyment to all visitors.

Visitors may obtain additional information or permit applications by contacting:

Superintendent  
George Washington Carver National Monument  
5646 Carver Road  
Diamond, Missouri 64840

(417) 325-4151

A copy of this compendium is available for public review at the Office of the Superintendent, George Washington Carver National Monument.

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Scott J. Bentley, Superintendent  
George Washington Carver National Monument

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Date

I. 36 CFR §1.5 – VISITING HOURS, PUBLIC USE LIMITS, CLOSURES, AND AREA DESIGNATIONS FOR SPECIFIC USE OR ACTIVITIES

§1.5(a)(1) The following visiting hours and public use limits are established for all or for the listed portions of the Monument, and the following closures are established for all or a portion of the Monument to all public use or to a certain use or activity:

The following visiting hours are established for George Washington Carver National Monument:

- (i) The Monument Visitor Center lobby, museum, theater and sales area are open for public visitation daily from 9 a.m. – 5 p.m. The Monument Visitor Center is closed on New Years day, Thanksgiving day and Christmas day.
- (ii) The historic Carver House, Discovery Center, and Monument classroom is open for public visitation daily from 9 a.m. – 4:30 p.m. These facilities are closed on New Years day, Thanksgiving day and Christmas day.
- (iii) The Monument grounds, trails, restrooms, roads and parking areas are open daily for public visitation from sunrise to sunset unless designated as a closure area, posted closed due to an emergency, or posted closed due to a construction or safety hazard.

The following Public Use Limits/Restrictions/Closures/Prohibited Activities are established for George Washington Carver National Monument:

- (iv) The Monument maintenance and residential areas are closed to public use.
- (v) The Monument is closed to swimming, fishing, wading, ice-skating, use of remote-controlled toys, camping, consumption of alcoholic beverages in public areas and the possession of an open container of an alcoholic beverage in public areas. Park residents may use remote-controlled toys within the park housing area only.
- (vi) The Carver Family Cemetery, within 200 feet of any portion of the historic Moses Carver House, Carver Trail, and Contemplative Loop Trail are closed to motorized vehicles, ball playing, sunbathing, kite flying, Frisbee throwing, and similar recreational activities. Use of electric wheelchairs is allowed for individuals with mobility impairments. Motorized lawn mowing equipment is permitted in the closed areas to perform regular park maintenance, but no other motorized administrative vehicle use is permitted in the closed areas.
- (vii) The Carver Family Cemetery is closed to picnicking.
- (viii) The following are prohibited within the Monument museum exhibit areas and historic Moses Carver House:
  - a. Eating, drinking or possession of food and beverages.
  - b. Use of cellular phones, pagers and similar electronic devices.
  - c. Chewing gum.
  - d. Chewing tobacco products.
- (ix) Eating, drinking or possession of food and beverages within the Visitor Center is only permitted within the lobby area or by permit in other areas.
- (x) The following areas are closed to all visitor use except by permit:
  - i. Archives space
  - ii. Mechanical rooms, equipment rooms, storage rooms and closets
  - iii. Offices
  - iv. Roof space
  - v. Monument store storage area
  - vi. Water well buildings

- (xi) Operating an audio device, such as a portable stereo, radio, television set, tape deck or musical instrument within the Visitor Center, historic Moses Carver House, Carver Family Cemetery, along the Carver Trail and Contemplative Loop Trail is prohibited except with a permit. Use of such devices is considered to be incompatible with the Monument's historic mission.
- (xii) Passenger carrying busses must shut down their engines when not underway within George Washington Carver National Monument. The idling of bus engines adds unnecessary exhaust fumes to the air and diminishes the enjoyment by visitors of the peace and tranquility of the park.

§1.5(a)(3) No restrictions, limits, closures, designations, conditions, or visiting hour restrictions imposed under §§(a)(1) or (2) have been terminated.

## II. 36 CFR §1.6 – ACTIVITIES THAT REQUIRE A PERMIT

§1.6 (f) The following is a compilation of those activities for which a permit from the superintendent is required:

- §1.5(d) The following activities related to Public Use Limits:
  - Possession or consumption of food and beverages in the Monument Visitor Center outside the lobby
  - Use of audio device, such as a portable stereo, radio, television set, tape deck or musical instrument in restricted areas
  - Public Use of the Archives space, mechanical rooms, equipment rooms, storage rooms and closets, offices, roof space, Monument store storage area, and water well buildings
- §2.4(d) Carrying or possessing a weapon, trap, or net except as provided elsewhere in 36 CFR
- §2.5(a) Specimen collection (taking of plant, fish, wildlife, seeds, rocks, or minerals)
- §2.12(a)(4) Operation of a public address system
- §2.13(a)(1) Lighting or maintaining a fire
- §2.17(c)(1) Removal of a downed aircraft
- §2.37 Soliciting or demanding gifts, money goods or services
- §2.50 Conducting a sports event, pageant, regatta, public spectator attraction, entertainment, ceremony, and similar events
- §2.51 Public assemblies, meetings, gatherings, demonstrations, parades and other public expressions of views
- §2.52 Sale or distribution of printed material that is not solely commercial advertising
- §2.62(b) Memorialization - (scattering ashes from human cremation)
- 3.3 Use of a vessel
- §5.1 Commercial Notices or Advertisements - (display, posting or distribution.)
- §5.3 Engaging in or soliciting any business (requires a permit, contract or other written agreement with the United States, or must be pursuant to special regulations)
- §5.5(a) Commercial filming of motion pictures, television production, or sound tracks involving the use of professional casts, settings or crews, other than bona fide newsreel or news television
- §5.5(b) Still photography of vehicles or other articles of commerce or models for the purpose of commercial advertising
- §5.5(c) Use of commercial vehicles on Monument area roads
- §5.7 Construction of buildings, facilities, trails, roads, boat docks, paths, structures, etc.
- §5.10(a) Operation of eating, drinking, or lodging establishments within the Monument

- §9.3 Access to a mineral or mine claim

### III. GENERAL REGULATIONS

#### 36 CFR §2.1 – PRESERVATION OF NATURAL, CULTURAL AND ARCHEOLOGICAL RESOURCES

§2.1 (a)(5) No archeological or cultural resources may be walked on, climbed, entered, ascended or traversed including, but not limited to the Carver Family Cemetery grave markers and Williams Pond spring house remains. Such activity causes damage to the cultural resources of the park. Motorized vehicles other than lawn mowing equipment are prohibited within 200 feet of the Moses Carver House to ensure the protection of archeological resources in this area. The operation of motorized vehicles within 200 feet of the Moses Carver House has been found to damage the archeological resources of this site.

§2.1 (b) Pedestrians are prohibited from entering flower or ground cover beds and pedestrian traffic is restricted to the established walkways near such flower or ground cover beds. Leaving the trail or walkway to shortcut between portions of the same trail or walkway, or to shortcut to an adjacent area is prohibited. Entering flower or ground cover beds and taking short cuts off of trails causes damage to the natural and cultural resources of the park.

§2.1 (c)(1), (c)(2) The following fruits, nuts, berries or leaves may be gathered by hand for personal use or consumption, in accordance with the noted size and quantity, collection sites and/or use and consumption restrictions:

- (i) Blackberries – limit of one quart per person per day
- (ii) Walnuts – limit of twenty pounds including the shells per person per day
- (iii) Acorns – limit of one pound per person per day
- (iv) Persimmons – limit of six per person per day
- (v) Fall leaves
- (vi) Edible mushrooms – limit of four per person per day

Visitors may not collect any plants, or parts thereof, which are listed on a Federal or State list of rare, threatened or endangered species.

Disturbing or damaging the Monument's natural or cultural resources in any way to obtain fruits, nuts, berries, or leaves is prohibited (including fence climbing, climbing trees, breaking branches, pulling down vines, or other similar activities).

The collection of small quantities of fruits, nuts, berries or leaves will not adversely affect the natural reproduction of Monument trees or plants or adversely impact park wildlife. The collection of the listed fruits, nuts, berries and leaves has taken place within the Monument from its inception and has had no adverse affect on the Monument resources.

#### 36 CFR §2.2 - WILDLIFE PROTECTION

§2.2 (d) Lawfully taken wildlife may not be transported through the Monument.

§2.2 (e) Viewing of wildlife with the use of artificial light is prohibited within the Monument.

#### 36 CFR §2.4 – WEAPONS, TRAPS, AND NETS

§2.4 (d)(3) A permit is required to possess a weapon, trap or net except as provided elsewhere in 36 CFR §2.4. The Monument will only issue a permit to carry or possess a weapon, trap or net for employees, agents or cooperating officials for official duty purposes.

### 36 CFR §2.10 – CAMPING and FOOD STORAGE

§2.10 (a) Camping is prohibited in all areas of the Monument.

### 36 CFR §2.11 – PICNICKING

(a) Picnicking is allowed except in the following areas as listed in section 1.5:

- *Within the walls of the Carver Family Cemetery*
- *Within the historic Moses Carver House or on the Moses Carver House porch*

Picnicking in historical interpretation areas detracts from the park's historic theme, poses safety hazards, and endangers natural and cultural resources.

### 36 CFR §2.12 – AUDIO DISTURBANCES

§2.12(4) The Monument has established an audio disturbance guideline to govern the volume of public address systems used in conjunction with public gatherings or special events for which a permit has been issued pursuant to §2.50 or §2.51, in order to prevent such public address systems from interfering with visitor use activities, and park neighbors. Audio amplification that: interferes with visitor use activities such as interpretive presentations or makes noise which is unreasonably disruptive, considering the nature and purpose of the actor's conduct, location, time of day or night, purpose for which the Monument was established, impact on visitors, and other factors that would govern the conduct of a reasonably prudent person under the circumstances, is prohibited.

### 36 CFR §2.13 – FIRES

§2.13 (a)(1) The lighting or maintaining of fires is prohibited except in connection with a public gathering or special event for which a permit has been issued pursuant to §2.50 or §2.51 which specifically authorizes such activity under the special conditions section of the permit or as outlined below. A fire is any type of open fire, other than a match or lighter, including, but not limited to, burning of candles, flags & effigies, campfires, charcoal fires, propane stoves, Coleman stoves, etc. If candles are permitted pursuant to a permit issued under §2.50 or §2.51 all wax must be caught and disposed of in appropriate trash receptacles.

Organized Living History groups conducting programs on behalf of the Monument may have a contained open fire in conjunction with interpretive presentations provided the fires are in designated fire rings and safeguards are taken to adequately control the fire. There is only one location in the vicinity of the Moses Carver House that shall be used for Living History groups or administrative fires for the purpose of interpretative programs. The location of this fire ring may not be moved. Fires within 200 feet of the Moses Carver House have been found to cause damage to the archeological resources. As such, no new Living History or administrative ground fire areas will be allowed within the 200 feet of the Moses Carver House.

Gas grills may be used in designated picnic areas. No charcoal grills, ground fires or other fires are permitted in picnic areas. Picnic areas are designated by the presence of park provided picnic tables.

§2.13 (b) All fires must be extinguished (source of fuel and heat removed) and cool to the touch before leaving the area.



§2.13 (c) If the Superintendent determines high or extreme fire conditions exist the park may be closed to all fires.

#### 36 CFR §2.14 – SANITATION and REFUSE

§2.14 (a)(2) The use of government refuse receptacles or facilities for dumping household, commercial or industrial refuse, brought as such from private or municipal property is prohibited.

#### 36 CFR §2.15 – PETS

§2.15 (a)(1) Pets are prohibited within Monument buildings except authorized pets in park residences. This restriction is intended to reduce possible conflict between users, protect the natural and cultural resources, and to address public health and safety concerns. In addition to the exceptions to pet prohibitions noted in 36 CFR§2.15, the following additional exceptions are granted:

- (i) For service animals accompanying persons with a physical or mental disability for the purposes of enabling mobility, warning of hazards, or alerting to medical emergencies, regardless of the disability requiring the use of a service animal.
- (ii) For Search and Rescue Dogs in the conduct of legitimate work.
- (iii) For horses used by authorized Federal, State, or local law enforcement officers in the performance of their official duties.

Pets are permitted on park trails, but must be on a leash and under the immediate control of the pet's owner at all times.

§2.15(a)(3) Pets may not be left tied to an object or unattended. Pets may not be permitted to run freely in the park.

§2.15 (a)(5) Any person having possession, custody or control of any pet which defecates in any area of the Monument shall immediately remove the feces and either:

- (i) Remove the feces from the Monument's property, or
- (ii) Place the feces in a non-leaking container for deposit in trash or litter receptacles.

#### 36 CFR §2.16 – HORSES and PACK ANIMALS

§2.16 (b) The use of horses or pack animals within the Monument is prohibited.

#### 36 CFR §2.17 – AIRCRAFT and AIR DELIVERY

§2.17 (a)(1) Operating or using aircraft on lands or waters within the Monument is prohibited except for official emergency aircraft in emergency situations.

§2.17 (a)(3) Delivering or retrieving a person or object by parachute, helicopter, or other airborne means, except in an emergency involving public safety or serious property loss is prohibited.

§2.17 (c)(1) The removal of a downed aircraft, components, or parts thereof is allowed, subject to written authorizations from the Superintendent prior to the removal which will set forth the date the removal will be completed, the times and means of accessing the downed aircraft, and the manner and method of removal.

#### 36 CFR §2.18 – SNOWMOBILES

§2.18 (c) The use of snowmobiles is prohibited.

### 36 CFR §2.20 – SKATING, SKATEBOARDS and SIMILAR DEVICES

§2.20 The use of roller skates, skateboards, roller skis, coasting vehicles, or similar devices is prohibited within the Monument.

### 36 CFR §2.21 – SMOKING

§2.21 (a) The following portions of the park, or all or portions of buildings, structures or facilities are closed to smoking:

- Inside all Monument structures and interior spaces except park residences.
- Within ten feet of air intake ducts and building ventilation systems.
- Within ten feet of entrances to park structures and interior spaces.

Executive Order 13058 – Protecting Federal Employees and the Public from Exposure to Tobacco Smoke in the Federal Workplace – prohibits, with limited exceptions, the smoking of tobacco products in all interior space owned, rented, or leased by the Executive branch of the Federal Government, and in any outdoor areas under Executive branch control in front of air intake ducts. The restrictions above are intended to reduce any possible conflict between users and the harmful effects of second hand smoke, reduce the risk of fire, and protect Monument resources.

### 36 CFR §2.22 – PROPERTY

§2.22 (a)(2) Property may not be left unattended at the Monument for over 24 hours without a permit issued by the Superintendent. To ensure the security of park visitors, employees and resources, no items may be left unattended within the Monument's Visitor Center, Discovery Center or Classroom.

### 36 CFR §2.35 –ALCOHOLIC BEVERAGES and CONTROLLED SUBSTANCES

§2.35 (a)(3)(i) The public use areas within the Monument are closed to the consumption of alcoholic beverages, and/or to the possession of a bottle, can or other receptacle containing an alcoholic beverage that is open, or has been opened, or whose seal has been broken or the contents of which have been partially removed. This consumption or possession of alcohol is an inappropriate activity considering the mission and purpose for which the Monument is maintained and established. This restriction is intended to reduce any possible conflict between users and to remain true to the purpose and mission of the Monument.

### 36 CFR §2.38 – EXPLOSIVES

§2.38 (a) The use of black powder for appropriate historical firing demonstrations may be permitted by the Superintendent when such activities are under the direction and control of a National Park Service certified Black Powder Safety Officer. All other use, possession, storing or transporting of explosives is prohibited.

§2.38 (b) The possession, use, storing, or transporting of fireworks is prohibited within the Monument.

### 36 CFR §2.37 – NONCOMMERCIAL SOLICITING

The solicitation or demand for gifts, money, goods or services requires a permit under §2.50, §2.51, or §2.52, and is subject to the terms and conditions specified therein. The term "soliciting" includes asking, begging and non-verbal gestures, such as a hand out or palm up. [48 FR 30271, June 30, 1983]



### 36 CFR 2.51(e) – PUBLIC ASSEMBLIES, MEETINGS

The Superintendent has designated the Monument's Public Assemblies areas as the First Amendment Areas. These areas are designated in appendix one of this compendium and available for review in the Office of the Superintendent at George Washington Carver National Monument.

Due to the small size of the Monument, high public visitation, highly sensitive natural and cultural resources, and narrow and specific mission and purpose, no other areas immediately within the Monument's authorized boundaries can reasonably support Public Assemblies or Meetings without unduly impairing the atmosphere of peace and tranquility required by the Monument's legislation, impairing the operations of the Monument's Visitor Center, Discovery Center or other visitor services (i.e. children's interactive area, interpretive programs, etc.), causing damage to park resources, or posing public safety risks due to limiting visitors' ability to move around the site freely. No other Public Assembly areas are designated for the Monument, but adjacent areas (streets) may be available for Public Assemblies with a permit from Newton County, Missouri.

### 36 CFR 2.52(e) – SALE OR DISTRIBUTION OF PRINTED MATTER

The Superintendent has designated the Monument's areas available for the sale or distribution of printed matter as the First Amendment Areas. These areas are designated in appendix one of this compendium and available for review in the Office of the Superintendent at George Washington Carver National Monument.

Due to the small size of the Monument, high public visitation, highly sensitive natural and cultural resources, and narrow and specific mission and purpose, no other areas immediately within the Monument's authorized boundaries can reasonably support the distribution of printed matter without unduly impairing the visitor experience and atmosphere required by the Monument's legislation, impairing the operations of the Monument's Visitor Center, Discovery Center or other visitors services (i.e. children's interactive area, interpretive programs, etc.), causing damage to monument resources, or posing public safety risks due to limiting visitors' ability to move around the site freely. No other Public sales or distribution areas are designated for the Monument.

### 36 CFR §2.61 – RESIDING ON FEDERAL LAND

Absent a permit, lease or contract, residing in Monument areas on other than private land, is prohibited.

### 36 CFR §2.62 – MEMORIALIZATION

§2.62 (a) Authorization from the Superintendent is required to install a monument, memorial, tablet, structure, or other commemorative installation within the Monument.

§2.62 (b) A permit is required for the scattering of ashes from cremated human remains in any area of the Monument. In general, permits to scatter the ashes from cremated human remains will not be permitted within the Monument.

### 36 CFR §4.10 – TRAVEL ON PARK ROADS AND ROUTES

§4.10 (a) Only designated roads within the Monument are open for travel by motor vehicle.

§4.10 (b) No routes or areas are open for off-road vehicle travel.

§4.10 (c)(1) Track-laying motor vehicles, or other motor vehicles equipped with a similar traction device may not be operated within the Monument.

#### 36 CFR §4.21 – SPEED LIMITS

§4.21 (a)(1) The speed limit on all Monument roadways within the Monument's boundaries is 15 miles per hour unless otherwise authorized by the Superintendent and posted. There is less than 2 miles of roadway located within the Monument and all roadways are connected to public access. The 15 miles per hour speed limit is deemed appropriate to provide for visitor safety while walking within the park, to reduce noise associated with vehicle operation and to protect park resources.

#### 36 CFR §4.30 – BICYCLES

§4.30 (a) Bicycle use on Monument trails is prohibited. "Use of a bicycle" means the riding or mechanical operation of such equipment. Bicycles may be walked through the Monument grounds on trails, but must be dismounted and attended by the owner. These restrictions are intended to prevent conflict between users and hazardous conditions resulting from inconsistent recreational uses.

# United States Department of the Interior George Washington Carver National Monument



## Appendix One – Designated First Amendment Area

In accordance with 36 CFR § 2.51 and §2.52, the Monument will issue permits for the exercise of public assemblies, the sale or distribution of printed matter, and other First Amendment activities in the following designated “First Amendment Area:”

